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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 C.F.R. § 1.53(b))

Attorney Docket No. 476-1884

First Inventor or Application Identifier Davies

Title Connectionless Network Express Route

Express Mail Label No. EL 388801735US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ * Fee Transmittal Form (e.g., PTO/SB/17)
 (Submit an original and a duplicate for fee processing)
2. ☒ Specification [Total Pages 15]
 (preferred arrangement set forth below)
- Descriptive title of the invention
 - Cross References to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to Microfiche Appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
3. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 3]
4. Oath or Declaration [Total Pages 3]
- a. ☒ Newly executed (original or copy)
- b. ☐ Copy from a prior application (37 C.F.R. § 1.63(d))
 (for continuation/divisional with Box 16 completed)
- i. ☐ DELETION OF INVENTOR(S)
 Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).

* NOTE FOR ITEMS 1 & 13: IN ORDER TO BE ENTITLED TO PAY SMALL ENTITY FEES, A SMALL ENTITY STATEMENT IS REQUIRED (37 C.F.R. § 1.27), EXCEPT IF ONE FILED IN A PRIOR APPLICATION IS RELIED UPON (37 C.F.R. § 1.28).

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5. ☐ Microfiche Computer Program (Appendix)
6. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
- a. ☐ Computer Readable Copy
- b. ☐ Paper Copy (identical to computer copy)
- c. ☐ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

7. ☒ Assignment Papers (cover sheet & document(s))
8. ☐ 37 C.F.R. § 3.73(b) Statement of Power of Attorney (when there is an assignee)
9. ☐ English Translation Document (if applicable)
10. ☐ Information Disclosure Statement (IDS)/PTO-1449 [Copies of IDS Citations]
11. ☐ Preliminary Amendment
12. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
13. ☐ * Small Entity Statement(s) filed in prior application, Status still proper and desired (PTO/SB/09-12)
14. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
15. ☐ Other: _____

16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: _____

Prior application information: Examiner _____ Group / Art Unit: _____

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

17. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label

(Insert Customer No. or Attach bar code label here)

or ☒ Correspondence address below

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Signature	<i>William M. Lee</i>	Date	12/29/99

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WML,JR/dd

CASE NO. 476-1884

Please acknowledge
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Elwyn B. Davies

SERIAL NO.: To Be Assigned

FILED: Herewith

FOR: Connectionless Network Express Route

1. Utility Patent Application Transmittal
2. Fee Transmittal in Duplicate
3. Check No. 38193 for \$800
4. Assignment
5. Assignment Transmittal
6. Declaration and Power of Attorney
7. Specification with three (3) Sheets of Drawings
8. Express Mail Certificate
9. Return Postcard

DUE DATE (If Any): _____

DATE SENT: December 29, 1999

"Express Mail" mailing label number

EL 388801735US

Date of deposit: December 29, 1999

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Connectionless Network Express Route

5 Field of the Invention

The present invention relates to connectionless networks such as IP networks for example, and in particular to the provision of express or priority routes for priority traffic.

10 Background of the Invention

Communications systems increasingly use connectionless networks such as internet protocol (IP) networks for example. Connectionless networks comprise a number of network elements such as routers for example, which are connected together
15 according to some topology. Traffic introduced into the network at a network element and destined for another element including an access element at the network periphery for example is directed across the network according to forwarding tables in each of the network elements it passes through. The forwarding tables in each element map the traffics end destination in the network onto a network element directly connected to the
20 current element. In this way traffic across the network makes a series of short hops from network element to network element according to each elements forwarding tables. The forwarding tables are created automatically by distributed software programmes and

protocols called routing protocols (eg OSPF or BGP4) as a result of routing guidelines provided by network operators and designers.

Because of the size and complexity of many networks, together with the practical
5 difficulties of predicting traffic flows through the network, congestion points or bottlenecks can result in practical networks. While forwarding tables of network elements can be amended to try to mitigate congestion in other elements, this can have a knock on effect on the rest of the network creating other congestion points for example.

10 Summary of the Invention

It is an object of the present invention to provide an improved method of operating a network to mitigate the effects of congestion points within the network for high priority traffic.

15 It is a further object of the present invention to provide a method and apparatus for providing improved traffic routing within the networks.

In a first aspect the present invention comprises a method of operating a connectionless network to provide a priority routing service for a network user having a plurality of
20 customers communicating with said user via said network, the network comprising a plurality of network elements and links therebetween, the method comprising:

maintaining an express route comprising one or more said links between two end elements;

at least one said end element arranged to identify data packets originating from said user and destined for a said customer or originating from a said customer and destined for said user and diverting said packets along said express route.

- 5 Preferably said route is bi-directional, both said end elements being arranged to identify and divert said packets.

Preferably said maintaining step comprises reserving bandwidth on said links forming said route.

10

Preferably said route has one end element adjacent or forming the network entry point of said user.

- 15 Preferably said diverting step comprises modifying a forwarding table within one said end element such that data packets having a destination address corresponding to said user are diverted along said route.

- 20 Preferably said diverting step comprises filtering data packets within the other said end element such that data packets having a source address corresponding to said user are diverted along said route.

In a second aspect the present invention provides a network element for use in a connectionless network comprising a plurality of network elements and links therebetween, the network element comprising:

- 25 means for routing data packets onto another element dependent on a destination address of said packets;

filter means for identifying and diverting data packets having a source address corresponding to a predetermined user, said identified packets being diverted to an element not specified by said routing means and forming part of an express route for said user.

5

In a third aspect the present invention comprises a plurality of network elements and links therebetween;

means for maintaining an express route comprising one or more said links between two end elements;

10 wherein at least one said end element is arranged to identify data packets originating from a network user and destined for one of a plurality of customers of said user or originating from a said customer and destined for said user and diverting packets along said express route.

15 **Brief Description of the Drawings**

In order that a greater understanding of the invention can be obtained, embodiments of the invention will now be described with reference to accompanying drawings, by way of example only and without intending to be limiting, in which:

20

Figure 1 shows a schematic diagram of a network topology; and

Figure 2 shows a schematic diagram of a network element according to the invention; and

Figure 3 shows a flow diagram of a method according to the invention.

Detailed Description

5 Referring to figure 1, a connectionless network for example an IP network is shown and comprises a number of network elements 3 such as routers or switches for example, which are connected to other network elements 3 by links or pathways 4 according to an overall network topology. The manner in which the elements are connected to each other will depend on for example their geographical location as well as available physical
10 transmission lines or links between these locations.

At the periphery of the network 2, access points or gateways 5 connect the network 2 to customers or other networks such as access networks 8. Customers B are also connected to the network 2 by network elements 3. User traffic between one access
15 point and another on the network 2 is routed via the network elements 3 in a series of hops. Each network element contains a forwarding table which directs incoming traffic out to another network element directly connected to the current network element, the ongoing network element 3 being selected by the forwarding table dependant on the traffic's final destination, as is well known in the art. The forwarding tables tend to be
20 reasonably static with a connectionless network in the absence of faults and are set up according to the network topology (and possibly expected traffic flows) so that for example traffic from A to B will initially enter the network 2 at network element 3a. The forwarding table of network element 3a determines the traffic's final address as B and routes the traffic onto network element 3x. Similarly the forwarding table of element 3x

maps traffic destined for B onto network element 3y, and from there on to element 3b where it then leaves the network to complete its journey to B. A typical route from A to B through network 2 is then shown as 6. Because of other traffic flows through the network 2, such as that between elements 3w and 3z for example, congestion points or
5 bottlenecks may rise within the network for example at element 3y.

The invention provides a method of implementing alternative routing for priority customers whereby traffic for these customers is re-routed to avoid network bottlenecks (such as 3y). These priority customers may be high revenue generating customers for
10 the network operator for example, or they may pay a premium for this alternative or express routing service.

The invention also provides a method of implementing alternative routing as part of the set up for a "calling event". Due to a current affairs phenomenon for example, there
15 may be an expectation of heavy traffic in the certain part of the network and this traffic flow can be ameliorated by implementing various alternative routes to more evenly distribute traffic flow through the network.

In the present example, considering B as a priority customer or focus of the "calling
20 event" such as an E commerce site or website for example, traffic routed to and from B across the network 2 is diverted around bottlenecks or high congestion network elements 3 within the network 2. For example traffic between A and B upon reaching element 3x is diverted to element 3u instead of element 3y where the rest of the traffic from element 3x destined for B is sent. Similarly this "priority" traffic for B arriving at element 3u is

directed from there to element 3b forming an express route 7 between elements 3x and 3b. This express route 7 avoids the congested element 3y, and thereby provides a faster route for traffic between A and B. In a similar fashion, traffic from B to A entering the network at element 3b is directed to element 3u and then on to element 3x where it joins
5 the rest of the traffic from B destined for A.

The express route 7 comprises reserved or dedicated bandwidths on specific paths or connections between network elements to bypass known congestion points on the network. The express routes may be uni or bi-directional depending on the service
10 required. For example where the express routing service is provided for a web page where the traffic is highly asymmetrical, it is likely that a unidirectional path will be sufficient. The amount of bandwidth reserved for each path and direction will depend on what the express routing service is provided for and what the customer is prepared to pay for. The example express route 7 shown may be used for other high priority traffic
15 for example that between network element 3t and B.

There are a number of mechanisms for reserving bandwidth for express routes. For example it may be known that while the capacity of a particular link 4 is 50Mb/s the typical loading on this link is only 10 Mb/s. In these circumstances it would be possible
20 for example to reserve four priority routes of 10 Mb/s for four priority customers. Other method of reserving bandwidth on links within a network are known such as "TCP trunking" for example.

The express route 7 is implemented by network elements 3b 3u and 3x as follows. For priority traffic flowing from A to B, the forwarding table of element 3x is modified to include a specific IP address for customer B which maps traffic corresponding to this address to network element 3u instead of element 3y. Because network elements 5 implement a "find longest match first" algorithm, traffic having a destination address corresponding to B will be routed directly to element 3u whereas other traffic which is being routed to element 3b but not to B will be routed from 3x to element 3y.

Because routers typically just look at the destination address of a data packet, 10 implementation of the express route 7 in the forward direction towards the customers site B is relatively straight forward. The reverse direction however is not so straight forward where packets from B are destined for A for example.

Figure 2 shows a schematic diagram of network element 3b according to the 15 invention which comprises a forwarding table 20 and a filter 21. Incoming data packets from customer B are routed onto network elements connected to element 3b such as 3s, 3u, and 3y, according to its forwarding table 20. Each traffic packet comprises a destination address 30 which is mapped by the forwarding table 20 to an output connection on the network element corresponding to one of the network elements 20 directly connected to it as is known in the art. For example where the packet address, shown in IP format, corresponds to a destination A, this would normally be routed to network element 3y by the forwarding table 20.

To implement the express route 7 the, network element 3b includes a filter 21 which identifies source addresses 29 associated with a high priority customer B and re-routes them by the express routes 7 to element 3u. The filter function 21 may be implemented in hardware or software depending on the speed required. The filter 21 re-
5 routes packets with a source address 29 corresponding to the priority customer B within the network element 3b to a special queue for express lane traffic. As is known with network elements such as routers and switches, the various queues within these elements are allocated percentage opportunities for output from the element 3b and this output opportunity percentage can be tuned according to the needs of the network and
10 the priority express route 7.

In an alternative embodiment, the filter 21 may be placed between the forwarding table and the output to element 3y, where traffic destined for B is then specifically re-routed to element 3u.

15

As a further alternative, the express route 7 may be implemented using MPLS (Multi Protocol Label Switching) pathways set up for traffic to and from customer B. In the example shown in figure 1, MPLS labels will be used for the path 7 between elements 3x and 3b. The express route 7 differs from normal MPLS routing in that the
20 MPLS pathway is set up for particular priority customers and not between specified nodes or elements within the network. At the start of each MPLS path, methods similar to those described previously are used to select the correct path which is to be used and assign the label to the packet which guides it along the path.

The express route technique allows a carrier to offer an enhanced service to particular customers which expect to receive and/or transmit data traffic from any arbitrary source/destination, for example a web server or e-commerce site. Without the express route, traffic to and from the customers site will pass through any or all of the
5 bottlenecks or congestion points of the carriers network and may be subject to unexpected delay or loss. In particular, as the traffic converges or diverges from the customers site, the concentration of the traffic may interact with other traffic to generate a specific bottleneck which is not under the control of the customer. With express routes
7 implemented in the network the traffic can be picked up and routed on dedicated paths
10 with reserved resources to points in the carriers network where it is dispersed sufficiently to avoid the sort of congestion described above. The amount of bandwidth reserved can be negotiated by the customer as appropriate for the traffic expected, and the performance of the customers applications become more controllable.

15 Preferably therefore, one end of the express route is implemented near the customers network access point.

The Express Route technique differs from a Virtual Private Network or Extranet implementation in that the Express Route is concerned with providing a service for a
20 predetermined user having a plurality of customers on the network. The Express Route provides a reserved bandwidth for priority traffic (data packets) destined for the user from his customers and/or originating from the user and destined for his customers. This allows the user to provide a faster service for his customers and is a service which the network operator may charge for.

The Data Express Route solves a difficult problem than either a VPN (Virtual Private Network) or an Extranet. In both of these cases the source and destination for all possible traffic through the network are known in advance and implemented as "points of presence" where the VPN or Extranet traffic is injected into or extracted from the network.

The Express Route provides a solution for predetermined users who wish to send and receive traffic from any other customer attached to the network, and hence can only know in general terms where the traffic will occur in the network. The Data Express Route provides collectors or concentrators (for example filters or forwarding table modifications) at strategic points in the network which are not specific to any particular customer to divert the selected priority traffic into the Express Route.

Figure 3 shows a method of determining and using express routes within a connectionless network. It is first necessary to identify carrier nodes or elements where customer traffic is concentrated. This is typically done using network manager and analysis packages such as the trail manager package described in applicant's co-pending application number 09/219,374. Using these sorts of packages, it is possible to determine typical traffic levels on various links within the network and from this to determine alternative links for priority customer express routes. Network elements at either end of the selected express route are modified as described above, either by modifying the forwarding table of the network element at the distal end of the route or by incorporating a filter within the network element adjacent the priority customers

site. Intermediate elements (eg 3u in figure 1) may also require modification either by modifying the forwarding table or introducing a filter 21 depending on how they would normally route traffic including the express route packets incident on them. For example, if traffic into element 3u destined for B would normally be routed to 3b by the element in
5 an unmodified state, then there is no need to modify it. With an MPLS path, the standard MPLS required modifications will be implemented on element 3u as is known in the art.

At the customers site element or access point the traffic is extracted from the express route 7 and directed to the customer. The traffic outgoing from the customer is
10 filtered onto the relevant express route 7 to the appropriate network element for the traffics intended destination. At this point the traffic is extracted from the express route 7 and redirected to the intended destination in the normal way.

The foregoing describes the present invention including preferred embodiments
15 thereof. Alterations and modifications as would be obvious to those skilled in the art are intended to be incorporated within the scope hereof.

CLAIMS

1. A method of operating a connectionless network to provide a priority routing
5 service for a network user having a plurality of customers communicating with said user
via said network, the network comprising a plurality of network elements and links
therebetween, the method comprising:
maintaining an express route comprising one or more said links between two end
elements;
10. at least one said end element arranged to identify data packets originating from
said user and destined for a said customer or originating from a said customer and
destined for said user and diverting said packets along said express route.
2. A method as claimed in claim 1 wherein said route is bi-directional, both said end
15 elements being arranged to identify and divert said packets.
3. A method as claimed in claim 1 wherein said maintaining step comprises
reserving bandwidth on said links forming said route.
- 20 4. A method as claimed in claim 1 wherein said route has one end element adjacent
or forming the network entry point of said user.
5. A method as claimed in claim 1 wherein said diverting step comprises modifying
a forwarding table within one said end element such that data packets having a
25 destination address corresponding to said user are diverted along said route.

6. A method as claimed in claim 1 wherein said diverting step comprises filtering data packets within the other said end element such that data packets having a source address corresponding to said user are diverted along said route.

5 7. A network element for use in a connectionless network comprising a plurality of network elements and links therebetween, the network element comprising:

means for routing data packets onto another element dependent on a destination address of said packets;

filter means for identifying and diverting data packets having a source address
10 corresponding to a user, said identified packets being diverted to an element not specified by said routing means and forming part of an express route for said user.

8. A connectionless network comprising:

a plurality of network elements and links therebetween;

15 means for maintaining an express route comprising one or more said links between two end elements;

wherein at least one said end element is arranged to identify data packets originating from a network user and destined for one of a plurality of customers of said user or originating from a said customer and destined for said user and diverting packets
20 along said express route.

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Connectionless Network Express Route

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ABSTRACT

Communications systems increasingly use connectionless networks such as IP networker. However in practical connectionless networks traffic bottlenecks arise which
10 slow the flow of traffic. The present invention provides a method of operating a connectionless network to provide a priority routing service for a predetermined network user having a plurality of customers communicating with said user via said network, the network comprising a plurality of network elements and links therebetween, the method comprising: maintaining an express route comprising one or more said links between two
15 end elements; at least one said end element arranged to identify data packets originating from said user and destined for a said customer or originating from a said customer and destined for said user and diverting said packets along said express route.

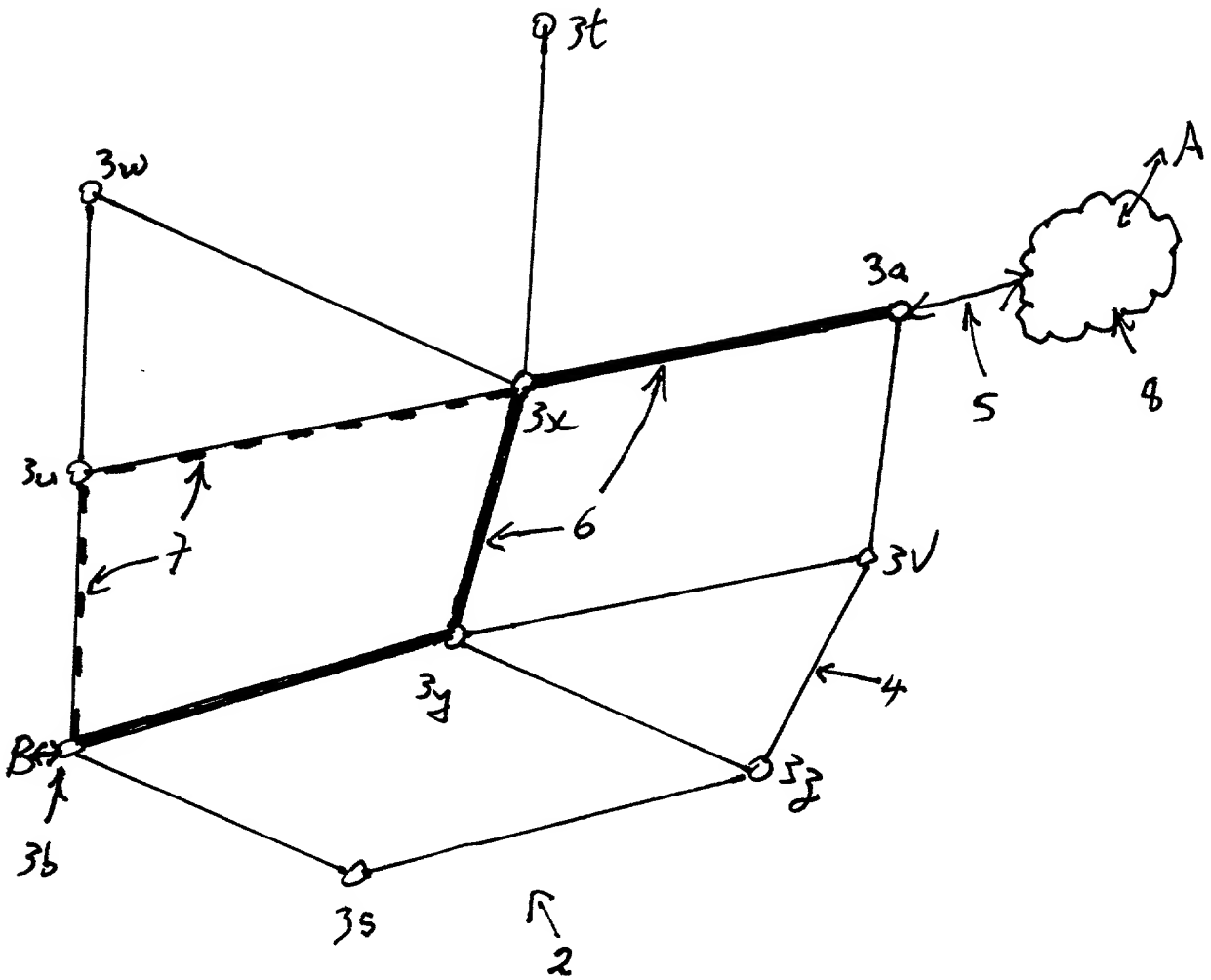


Fig 1

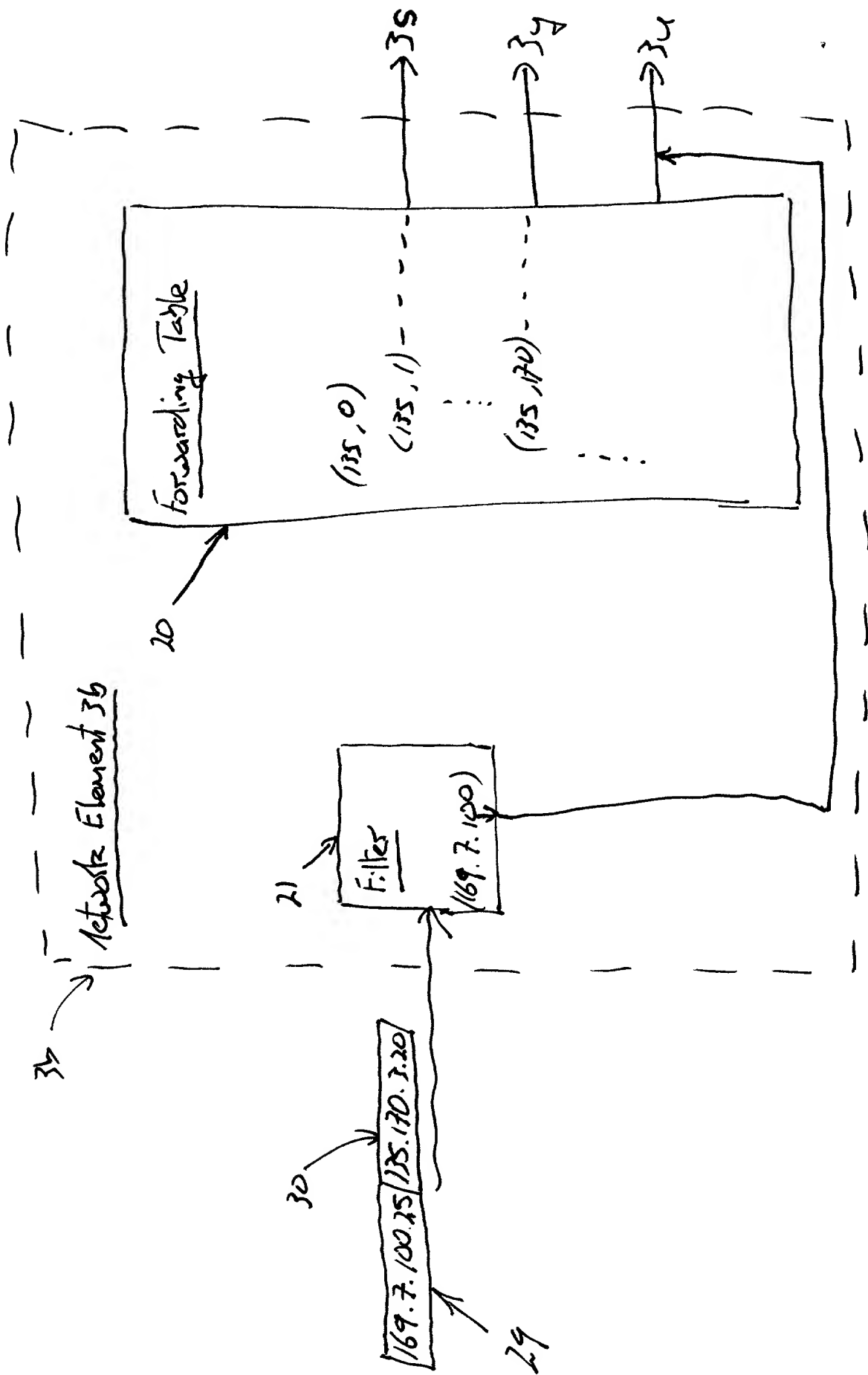


Fig 2

Identify carrier element where ^{predetermined} user traffic concentrated

Monitor traffic to determine typical source/destination distribution

Select other elements in network which will provide adequate distribution using dedicated user traffic routes

Enable elements to filter traffic intended for user and re-route in an express route or tunnel from a pickup point to user site

Create and manage the express route with reserved resources.

Extract Traffic from express route and redirect to its intended destination.

Fig 3.

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled Connectionless Network Express Route, the specification of which:

- ☒ is attached hereto.
- ☐ was filed on _____ as
Application Serial No. _____
and was amended on _____ if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and

have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATION(S)

<u>Country</u>	<u>Number</u>	<u>Date Filed</u>	<u>Priority Claimed</u>	
			<u>Yes</u>	<u>No</u>
_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>

I hereby claim the benefit under Title 35, United States Code Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

<u>Application Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
_____	_____	_____
_____	_____	_____

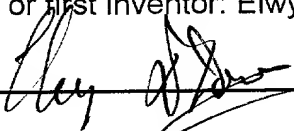
And I hereby appoint Wm. Marshall Lee, Registration No. 16,853, John M. Mann, Registration No. 17,775, Thomas E. Smith, Registration No. 18,243, Dennis M. McWilliams, Registration No. 25,195, James R. Sweeney, Registration No. 18,721, William M. Lee, Jr., Registration No. 26,935, Glenn W. Ohlson, Registration No. 28,455, David C. Brezina, Registration No. 34,128, Jeffrey R. Gray, Registration No. 33,391, Timothy J. Engling, Registration No. 39,970, Gregory B. Beggs, Registration

No. 19,286, Gerald S. Geren, Registration No. 24,528 and Peter J. Shakula, Registration No. 40,808 as my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith. It is requested that all communications be directed to Lee, Mann, Smith, McWilliams, Sweeney & Ohlson, P.O. Box 2786, Chicago, Illinois 60690-2786, telephone number (312) 368-1300.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: Elwyn B DAVIES

Signature



Date

17 Dec 1999

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